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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

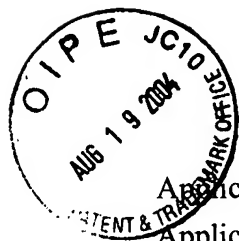
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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|  |   |                               |                    |
|--|---|-------------------------------|--------------------|
| <b>TRANSMITTAL FORM</b><br><i>(to be used for all correspondence after initial filing)</i> |   | <b>Application Number</b>     | 10/607,070         |
|  |   | <b>Filing Date</b>            | 06/25/2003         |
|  |   | <b>First Named Inventor</b>   | Samuel M. Shaolian |
|  |   | <b>Group Art Unit</b>         | 3739               |
|  |   | <b>Examiner Name</b>          | Unknown            |
| <b>Total Number of Pages in This Submission</b>  | 6 | <b>Attorney Docket Number</b> | 64118.000140       |

| ENCLOSURES (check all that apply)  |  |   |
|--|--|---|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment / Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application)<br><input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Group<br><input checked="" type="checkbox"/> Other: Notice of Loss of Entitlement to Small Entity Status, Request for Correction of Error in Notice of Recordation of Assignment Document |
| <b>Remarks</b>   |  | <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. <u>50-0206</u> for the above identified docket number.                           |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT |   |
|--|---|
| <b>Firm or Individual name</b>             | Hunton & Williams LLP<br>Tyler Maddy, Reg. No. 40,074 |
| <b>Signature</b>                           | <i>Tyler Maddy</i>                                    |
| <b>Date</b>                                | 8/19/04   |



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number : 10/607,070 Confirmation No.: 6535  
Applicant : Samuel M. Shaolian et al.  
Filed : 06/25/2003  
Title : TRANSPEDICULAR INTERVERTEBRAL DISK ACCESS  
METHODS AND DEVICES  
TC/Art Unit : 3739  
Examiner: : Unknown  
Docket No. : 64118.000140  
Customer No. : 21967

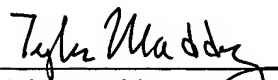
**NOTICE OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants, through their undersigned representative, hereby notify the U.S. Patent and Trademark Office that as of November 12, 2003, Applicants are no longer entitled to claim small entity status.

Respectfully submitted,

  
Tyler Maddy  
Registration No. 40,074

Hunton & Williams LLP  
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Washington, D.C. 20006-1109  
(202) 955-1500

Date: AUG. 19 2004



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**REQUEST FOR CORRECTION OF ERROR IN  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

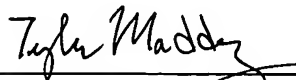
Sir:

Attached is a copy of a Notice of Recordation of Assignment Document received from the U.S. Patent and Trademark Office in the above-captioned application for which issuance of a corrected Notice of Recordation of Assignment Document is respectfully requested.

Specifically, the middle initial of the first named inventor is incorrectly shown as H. and should be M. Also, Vincent Divino's full name should read: Vincent Divino, Jr. The errors on the Notice of Recordation of Assignment Document are highlighted on the attached copy and the correct information is indicated in red ink. A copy of the originally submitted Recordation Form Cover Sheet and Assignment document are also attached.

Applicants believe no fee is due. In the event any fees are due in connection with this Request, please charge such fees to the undersigned's Deposit Account No. 50-0206.

Respectfully submitted,

  
\_\_\_\_\_  
Tyler Maddy  
Registration No. 40,074

Hunton & Williams LLP  
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Washington, D.C. 20006-1109  
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Date: August 19, 2004